

PATENT  
ATTY. DOCKET NO. CIT1410-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wold *et al.*  
Serial No.: 09/918,687  
Filed: July 27, 2001  
Title: A RAPID, QUANTITATIVE METHOD FOR THE MASS  
SPECTROMETRIC ANALYSIS OF NUCLEIC ACIDS FOR GENE  
EXPRESSION AND GENOTYPING

Art Unit: 1645  
Examiner: Unassigned

**Box Sequence**  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

The PTO did not receive the following  
listed item(s) Amount \$ 745.00

TRANSMITTAL LETTER

Sir:

In response to the notice to file missing parts of nonprovisional application mailed September 14, 2001, Applicant provides herewith a computer readable and a paper copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821 *et seq.* The remaining items noted as missing parts will be submitted under separate cover to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Transmitted herewith for the above-identified application please find:

1. Statement Under 37 C.F.R. §§ 1.821(f) and (g) (1 pg.);
2. Verified Statement Under 37 C.F.R. §§ 1.821(f) (1 pg.);
3. Response to Notice to File Missing Parts of Nonprovisional Application (2 pgs.);
4. Sequence Listing (2 pgs.);
5. Sequence Listing in computer readable form (3.5" disk);
6. Copy of Notice to File Missing Parts (3 pgs.); and
7. Return Postcard

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <u>February 14, 2002</u> , in an envelope addressed to: U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327, Arlington, VA 22202.	
<b>Mikhail Bayley</b>	
Name of Person Mailing Paper	February 14, 2002
<u>Mikhail Bayley</u>	Date
Signature	

In re Application of:  
Wold *et al.*  
Application No.: 09/918,687  
Filed: July 27, 2001  
Page 2

PATENT  
Attorney Docket No.: CIT1410-1

A Petition for Extension of Time and Check No. 510632 in the amount of \$745.00 have been filed under separate cover. The Commissioner is hereby authorized to charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.

Respectfully submitted,

Date: February 14, 2002



Lisa A. Haile, Ph.D.

Reg. No. 38,347

Telephone: (858) 677-1456

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GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133

**USPTO Customer Number: 28213**



PATENT  
Attorney Docket No.: CIT1410-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wold *et al.* Art Unit: 1645  
Serial No.: 09/918,687 Examiner: Unassigned  
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Arlington, VA 22202

**RESPONSE TO NOTICE TO FILE MISSING PARTS**  
**OF NONPROVISIONAL APPLICATION**

Dear Sir:

In response to the notice to file missing parts of nonprovisional application mailed September 14, 2001, Applicant provides herewith a computer readable and a paper copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821 *et seq.* The remaining items noted as missing parts will be submitted under separate cover to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231.

Please amend the application as follows:

In the Specification:

Following the abstract, please insert the attached Sequence Listing with subsequent page numbering thereafter.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <u>February 14, 2002</u> , in an envelope addressed to: U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327, Arlington, VA 22202.	
<b>Mikhail Bayley</b>	
Name of Person Mailing Paper	February 14, 2002
Signature	Date

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Wold *et al.*  
Application No.: 09/918,687  
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Page 2

PATENT  
Attorney Docket No.: CIT1410-1

If the Examiner would like to discuss any of the issues raised in this Amendment or the attached sequence listing, Applicants' representative can be reached at (858) 677-1456.

Respectfully submitted,

Date: February 14, 2002



Lisa A. Haile, Ph.D.

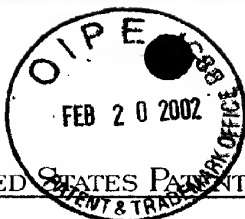
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/918,687	07/27/2001	Barbara J. Wold	CIT1410-1

CONFIRMATION NO. 2185

## FORMALITIES LETTER



\*OC000000006559903\*

Lisa A. Haile, J.D., Ph.D.  
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4365 Executive Drive, Suite 1600  
San Diego, CA 92121-2189

Date Mailed: 09/14/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

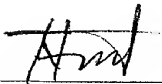
- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$724.
  - \$324 for 18 total claims over 20.
  - \$400 for 5 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1564.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE